IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 3124 of 1986

For Approval and Signature:

HONOURABLE MR.JUSTICE K.A.PUJ

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1	Whether Reporters of Local Papers may be allowed to see the judgment ?
2	To be referred to the Reporter or not ?
3	Whether their Lordships wish to see the fair copy of the judgment ?
4	Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
5	Whether it is to be circulated to the civil judge ?

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GUJARAT RURAL HOUSING BOARD EMPLOYEES UNION,THROUGH ITS - Petitioner(s)
Versus
STATE OF GUJARAT NOTICE TO BE SERVED ON THE & 2 - Respondent(s)

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Appearance :
NOTICE SERVED for Petitioners.
MR LB DABHI, AGP for Respondent No. 1.
MR KH BAXI for Respondent(s) : 2,
MR MAHENDRA TRIVEDI for Respondent(s) : 2 - 3.

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CORAM : HONOURABLE MR.JUSTICE K.A.PUJ

Date : 15/11/2005

ORAL JUDGMENT

1.The petitioner, namely, Gujarat Rural Housing Boards' Employees has filed this petition seeking direction to the respondent Nos. 2 & 3 to comply with the service, classification and Recruitment Regulations, 1983 in the matter of promotion from the post of Junior Engineer / Additional Assistant Engineers to the post of Deputy Executive Engineer as per the quota and procedure provided under the said Regulations. The petitioner has also prayed for direction to the respondent No. 1 desisting from sending on deputation any person from its service to the Board until the Board complies with the Recruitment Regulations in the matter of filling the post of Deputy Executive Engineer.

2.Notice was issued by this Court and interim

relief in terms of para 14 (B) was granted to the limited extent that even if respondent No. 2 fills in two posts of Deputy Executive Engineers, the relevant orders shall stipulate that the filling of the posts shall be subject to the result of this petition. The Court has thereafter issued rule on 15.10.1986.

3.During the pendency of the petition, the petitioners' advocate, namely, Shri S.R. Shah has expired and thereafter fresh notice was issued on the petitioner. The said notice was duly served on the petitioner. However, it appears that no steps have been taken by the petitioner to engage another advocate. It, therefore, appears to the Court that the petitioner has lost all its interest in pursuing this matter. The Court, therefore, disposes of this petition without going into the merits of the matter reserving liberty to the petitioner to approach this Court in case

of any difficulty or if the need so arises.

4.Subject to the above clarification, the petition is disposed of. Rule discharged without any order as to costs. Interim relief, if any, stands vacated.

[K.A. PUJ, J.]

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